

MAY-25-2006 THU 12:28 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 01

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WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
(801) 533-9800
FAX (801) 328-1707

FACSIMILE COVER PAGE

To: MISSING PARTS -- UNITED STATES PATENT AND TRADEMARK OFFICE

Fax No.: (571) 273-8300

No. of Pages: 21 (incl. this page)

From: Michael M. Ballard

Date: May 25, 2006

File No./Subject: **SECOND SUBMISSION OF RESPONSE TO NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED
STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

United States Patent Application

Applicant(s): Combe, et al.

Serial No.: 10/540,788

Filed: June 27, 2005

Title: SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY FOR OPTICAL
DATA STORAGE ENGINES

Our File: 15584.11

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THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL.
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VIA FACSIMILE (571) 273-8300

PATENT APPLICATION
Docket No. 15584.11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

)
Combe, et al.

Serial No.: 10/540,788) Art Unit

3764

Filed: June 27, 2005)

Confirmation No.: Not yet known)

For: SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY
FOR OPTICAL DATA STORAGE ENGINES)

Examiner: Unassigned)

SECOND SUBMISSION OF RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED
STATES/DESIGNATED/ELECTED OFFICE (DO/EO/US)

VIA FACSIMILE:

Commissioner for Patents

P.O. Box 1450

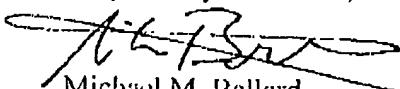
Alexandria, Virginia 22313-1450

Sir:

In response to the telephonic instructions received from Ms. Burt in the Office of PCT Operations on May 10, 2006, please find transmitted herewith the Response to Notification of Missing Requirements Under 35 U.S.C. in the United States Designated/Elected Office (DO/EO/US), which was originally transmitted via facsimile to (571) 273-8300 on March 3, 2006.

Dated this 25 day of May, 2006.

Respectfully submitted,



Michael M. Ballard
Attorney for Applicants
Registration No. 54,978
Customer No. 022913
Telephone No. (801) 533-9800

MMB/ln

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P. 03

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May 25 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address CONFIRMATION FOR PATENTS
PO Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,788	Tony Combe	15584.11
INTERNATIONAL APPLICATION NO.		
PCT/GB03/05722		
I.A. FILING DATE		PRIORITY DATE
12/24/2003		01/09/2003
CONFIRMATION NO. 7171		
371 FORMALITIES LETTER		
OC000000018601697		

Date Mailed: 04/24/2006

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IAB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- Oath or Declaration filed on 03/03/2006
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

DOCKETED
Atty. DJ File # 15584.11
By ZIM On 04/24/06
Action missed requirements
Response Due 05/22/06

Applicant's response filed 03/03/2006 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 03/28/2006 have not been completed.

- The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
 - Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The first page of the declaration is missing.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

MAY-25-2006 THU 12:29 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 04

Page 2 of 2

A copy of this notice MUST be returned with the response.

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/510,788	PC1/GB03/05722	15584.11

FORM PC1/DO/EO/916 (371 Formalities Notice)

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UNITED STATES PATENT AND TRADEMARK OFFICE

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Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,788	Tony Combe	15584.11

22913
WORKMAN NYDEGGER
(F/K/A WORKMAN NYDEGGER & SEELEY)
60 EAST SOUTH TEMPLE
1000 EAGLE GATE TOWER
SALT LAKE CITY, UT 84111

INTERNATIONAL APPLICATION NO.	
PCT/GB03/05722	
I.A. FILING DATE	PRIORITY DATE
12/24/2003	01/09/2003

CONFIRMATION NO. 7171
371 FORMALITIES LETTER

OC000000017635204

Date Mailed: 12/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

*MISSING
AM
PCT
12/24/03
12/15/05>*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371.

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

- Total additional fees required for this application is \$65 for a Small Entity:
- \$65 Surcharge.

MAY-25-2006 THU 12:30 PM WORKMAN NYDEGGER

FAX NO. 8013281707

P. 06

Page 2 of 2

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,788	PCT/GB03/05722	15584.11

FORM PCT/DO/EO/905 (371 Formalities Notice)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Attn: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,788	Tony Combe	15584.11
INTERNATIONAL APPLICATION NO.		
PCT/GB03/05722		
I.A. FILING DATE		PRIORITY DATE
12/24/2003		01/09/2003
CONFIRMATION NO. 7171		
371 FORMALITIES LETTER		
 OC000000017635204		

Date Mailed: 03/28/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/27/2005
- Copy of the International Search Report filed on 06/27/2005
- Preliminary Amendments filed on 06/27/2005
- U.S. Basic National Fees filed on 06/27/2005
- Priority Documents filed on 06/27/2005

Docketed
 Atty. *[Signature]* File # *[Signature]*
 By *[Signature]* On *[Signature]*
 Action *[Signature]* Response Due *[Signature]*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- \$65 Surcharge.

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FAX NO. 8013281707

P. 08

Page 2 of 2

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,788	PCT/GB03/05722	15584.11

FORM PCT/DO/EO/905 (371 Formalities Notice)

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FAX NO. 8013281707
MAY 25 2006
PATENT APPLICATION
Docket No: 15584.11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements mailed December 15, 2005, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- A Declaration, Power of Attorney, and Petition executed by the inventors Tony D. Combe and David Shepherd.
- A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)
- A Certificate of Deposit under 37 C.F.R. § 1.6.
- Credit Card Payment Form PTO-2038 in the amount of \$125.00 is enclosed to cover:

The _____ government filing fee.

X. The \$65.00 surcharge fee pursuant to 37 C.F.R. § 1.16(e).

X. The \$60.00 One-Month Extension of Time.

10/540,788
Page 2

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178.

Any additional filing fees required under 37 C.F.R. § 1.16.
 Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

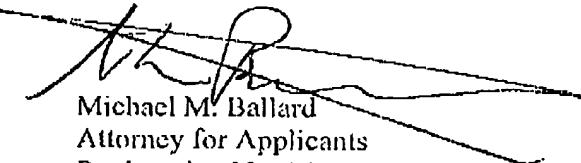
Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.
 Any patent application processing fees under 37 C.F.R. § 1.17.
 The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 3 day of March, 2006.

Respectfully submitted,


Michael M. Ballard
Attorney for Applicants
Registration No. 54,978
Customer No. 022913
Telephone No. (801) 533-9800

MMB/bc
LC0800002827V001

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MAY 25 2006

P-11
TENT APPLICATION
Docket No: 15584.11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Combe, et al.

Serial No.: 10/540,788 Art Unit
Filed: June 27, 2005 3764
Confirmation No.: Not yet known
For: SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY
FOR OPTICAL DATA STORAGE ENGINES
Examiner: Unassigned

COPY

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P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements mailed December 15, 2005, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- A Declaration, Power of Attorney, and Petition executed by the inventors Tony D. Combe and David Shepherd.
- A copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)
- A Certificate of Deposit under 37 C.F.R. § 1.6.
- Credit Card Payment Form PTO-2038 in the amount of \$125.00 is enclosed to cover:
 - The _____ government filing fee.
 - The \$65.00 surcharge fee pursuant to 37 C.F.R. § 1.16(e).
 - The \$60.00 One-Month Extension of Time.

10/540,788
Page 2

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178.

Any additional filing fees required under 37 C.F.R. § 1.16.

Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

Any patent application processing fees under 37 C.F.R. § 1.17.

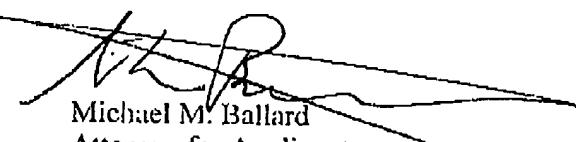
The issue fee set in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 3 day of March, 2006.

Respectfully submitted,


Michael M. Ballard
Attorney for Applicants
Registration No. 54,978
Customer No. 022913
Telephone No. (801) 533-9800

MMB/jrc
LCL006002827V001

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P. 19

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MAY 25 2006

PATENT APPLICATION
Docket No: 15584.11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Combe, et al.

Serial No.: 10/540,788 Date: 1950-07-13 Art. Unit:

Filed: June 27, 2005 Page 3 of 374

Confirmation No.: Not yet known

Examiner: Unassigned

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following documents are being filed with the U.S. Patent and Trademark Office via facsimile to U.S. Patent and Trademark Office, facsimile number: (571) 273-8300 this 3rd day of March, 2006:

- Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pgs.) (in duplicate)
- Declaration, Power of Attorney, and Petition (3 pgs.)
- Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pgs.)
- Petition and Fee for One-Month Extension of Time (2 pages)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$125.00 (Late Oath Surcharge \$65; One-Month Extension \$60)

Respectfully submitted,

Linda Clark, Assistant to
Michael M. Ballard
Attorney for Applicants
Registration No. 54,978
Customer No. 022913
Telephone No. (801) 533-9800

MMB/lrc
E0008602827V001

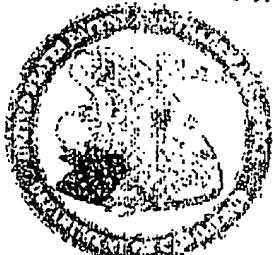
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P. 20

USPTO 3/3/2006 6:25 PM PAGE 1/001 Fax Server
Auto-reply fax to 8013281707 COMPANY:

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TO: Fax Sender at 8013281707

Fax Information
Date Received: 3/3/2006 6:20:37 PM [Eastern Standard Time]
Total Pages: 14 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures laid forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examination Procedure (TMEP) section 306 et seq.

Received
Cover
Page

WORKMAN NYDEGGER 1401 SHERMAN AVENUE SUITE 200 CHICAGO, IL 60614 (773) 553-1000 FAX (773) 553-1001 14 PAGES COURT DATE: 3/25/2006 REG. DATE: 3/25/2006 APPL. NO.: 11/321,500 FILING DATE: 3/25/2005 PCT DATE: 3/25/2005 PCT NO.: PCT/US03/03886 PCT FILING DATE: 3/25/2003 PCT DUE DATE: 3/25/2008 PCT INVENTION: A SINGLE PIECE OPTICAL MECHANICAL ASSEMBLY FOR OPTICAL DATA STORAGE ENGINE APPL. NO.: 11/321,500 FILING DATE: 3/25/2005 DUE DATE: 3/25/2008 PRIVILEGED AND CONFIDENTIAL This document contains neither recommendations nor conclusions of the United States Patent and Trademark Office or the United States Government. It is the property of the United States Government, is loaned to you, and is to be returned upon request. It contains neither recommendations nor conclusions of the United States Patent and Trademark Office or the United States Government. It is the property of the United States Government, is loaned to you, and is to be returned upon request. If you do not wish to receive further correspondence concerning this application, please call (800) 551-6000 as soon as possible. <table border="1"><tr><td>SEARCHED</td><td>INDEXED</td><td>EXAMINED</td><td>SEARCHED</td><td>INDEXED</td><td>EXAMINED</td></tr><tr><td>1</td><td>1</td><td>1</td><td>1</td><td>1</td><td>1</td></tr><tr><td colspan="6">APR 26 2006</td></tr><tr><td colspan="6">U.S. PATENT AND TRADEMARK OFFICE</td></tr></table>	SEARCHED	INDEXED	EXAMINED	SEARCHED	INDEXED	EXAMINED	1	1	1	1	1	1	APR 26 2006						U.S. PATENT AND TRADEMARK OFFICE					
SEARCHED	INDEXED	EXAMINED	SEARCHED	INDEXED	EXAMINED																			
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APR 26 2006																								
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P. 21

TRANSACTION REPORT

P. 01

MAR-03-2006 FRI 04:25 PM

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MAR-03	04:24 PM	USPTO	1' 00"	1	RECEIVE	OK		